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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

MERBOTH ET AL

Serial No.: 10/092,489

Filed: March 8, 2002

For: PACKAGE WITH INSERT FOR  
HOLDING ALLOGRAFT  
IMPLANT TO PRECLUDE LIPID  
TRANSFER

Examiner FOSTER

Art Unit 3728

Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

RECEIVED  
APR 23 2004  
TECHNOLOGY CENTER R9700

**AMENDMENT**

In response to the outstanding Office Action of February 4, 2004, please amend the above-identified application as follows:

**IN THE CLAIMS:**

Please amend claims 1, 3, 8, 13, 18, 25 and 27 and cancel claims 2, 5, 7, 9, 10-12, 15-17, 19-24, 26, 28-31, 33, 34, 36 and 37 without prejudice as follows:

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**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

13

Application Number

10/092,489

Filing Date

March 8, 2002

First Named Inventor

Merboth et al.

Art Unit

3728

Examiner Name

Foster

Attorney Docket Number

X-9353

**ENCLOSURES (Check all that apply)**

Fee Transmittal Form



Fee Attached



Amendment/Reply



After Final



Affidavits/declaration(s)



Extension of Time Request



Express Abandonment Request



Information Disclosure Statement



Certified Copy of Priority Document(s)

Response to Missing Parts/  
Incomplete ApplicationResponse to Missing Parts  
under 37 CFR 1.52 or 1.53

Drawing(s)



Licensing-related Papers



Petition

Petition to Convert to a  
Provisional Application

Power of Attorney, Revocation



Change of Correspondence Address



Terminal Disclaimer



Request for Refund



CD, Number of CD(s) \_\_\_\_\_

After Allowance communication  
to Technology Center (TC)Appeal Communication to Board  
of Appeals and InterferencesAppeal Communication to TC  
(Appeal Notice, Brief, Reply Brief)

Proprietary Information



Status Letter

Other Enclosure(s) (please  
Identify below):

Remarks

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**Firm  
or  
Individual name

John S. Hale, GIPPLE &amp; HALE

Signature

Date

April 20, 2004

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